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7 UNITED STATES DISTRICT COURT
8 CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION
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10 DERRICK L. JOHNSON,
11 Plaintiff,
12 v.
13 CALIFORNIA, et, al.,
14 Defendants.
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Case No. CV 24-03735-JGB (AS)

ORDER ACCEPTING FINDINGS,
CONCLUSIONS AND RECOMMENDATIONS OF
UNITED STATES MAGISTRATE JUDGE

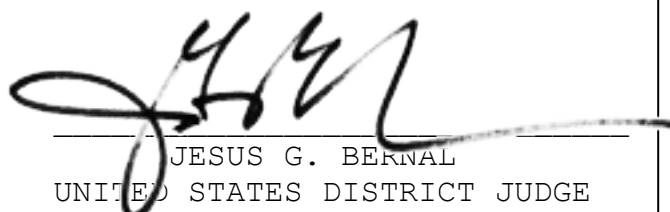
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17 Pursuant to 28 U.S.C. section 636, the Court has reviewed the
18 Complaint, all of the records herein, and the Report and
19 Recommendation of a United States Magistrate Judge, to which no
20 objections were filed. **However, the Court construes Plaintiff's**
21 **Ex Parte Applications for Temporary Restraining Order (Dkt. Nos.**
22 **82, 91, 96, 102), Motions for Review and Reconsideration re Ex**
23 **Parte Applications for Temporary Restraining Order (Dkt. Nos. 88,**
24 **92, 98) and accompanying declarations and attachments (Dkt. Nos.**
25 **83-85, 89-90, 93-95, 99-101) as objections to the R&R. After**
26 **having made a de novo determination of the portions of the Report**
27 **and Recommendation to which Objections were directed, the Court**
28 **concurs with and accepts the findings and conclusions of the**

1 **Magistrate Judge. In sum, Plaintiff's Objections do not cause the**
2 **Court to reconsider its decision to accept the Magistrate Judge's**
3 **conclusions and recommendations.** Accordingly, the Court concurs
4 with and accepts the findings and conclusions of the Magistrate
5 Judge in the Report and Recommendation.

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7 **IT IS ORDERED** that (1) Plaintiff's Ex Parte Applications for
8 entry of default against the State of California as well as his
9 Applications for a Temporary Restraining Order (Dkt. Nos. 70, 72,
10 75, 82, 91, 96 and 102) are DENIED; (2) Plaintiff's motions for
11 review and reconsideration (Dkt. Nos. 88, 92 and 98) are DENIED;
12 (3) Defendant Starbucks's Request for Judicial Notice (Dkt. No.
13 16) is GRANTED; (4) the Motions to Dismiss filed by Defendant
14 Starbucks and Defendant Commissioner Rubin (Dkt. Nos. 15 and 26)
15 are GRANTED; (5) Plaintiff's federal claims (Claims One through
16 Three) are DISMISSED WITH PREJUDICE; and (6) Plaintiff's state law
17 claims (Claims Four and Five) are DISMISSED WITHOUT PREJUDICE.
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20 **IT IS FURTHER ORDERED** that the Clerk serve copies of this
21 Order and the Magistrate Judge's Report and Recommendation on
22 Plaintiff and counsel for Defendants.
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24 DATED: December 26, 2024

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27 JESUS G. BERNAL
28 UNITED STATES DISTRICT JUDGE